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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Moorhouse et al.

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Atty. Docket No: B-0103.27

Application No: 09/579,658

Examiner: To be assigned

For: AN AQUEOUS BASED ZIRCONIUM (IV)
CROSSLINKED GUAR FRACTURING FLUID
AND AMETHOD OF MAKING AND USE
THEREFOR

Group Art Unit: 1755

PETITION TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION UNDER 37 C.F.R. 1.137(b)BOX DAC
ASSISTANT COMMISSIONER
FOR PATENTS
Washington, D.C. 20231

Sir:

Applicant presents this Petition to Revive An Unintentionally Abandoned Application pursuant to an unintentional failure to respond to a Notice to File Missing Parts of a Non-Provisional Application dated August 4, 2000. Although the undersigned Attorney received the Notice to File Missing Parts, the Notice, through an error and without deceptive intent, was not entered into the undersigned Attorney's docket system, resulting in an unintentional failure to timely respond to the Notice. The undersigned Attorney never received a Notice of Abandonment from the U.S. Patent Office and only recently discovered the abandonment of the referenced application while reviewing the file.

Applicant therefore respectfully requests the revival of the referenced application as the entire delay in filing the required reply to the Notice to File Missing Parts from the due date of the reply until the filing of a grantable petition pursuant to 37 C.F.R. §1.137(b) was unintentional.

Submitted herewith is a reply to the Notice to File Missing Parts.

RECEIVED

JUN 25 2002

OFFICE OF PETITIONS

A check including the \$640.00 fee for this Petition required under 37 C.F.R. §1.17(m) is enclosed herewith.

Respectfully submitted,

LAW OFFICES OF CHRISTOPHER L. MAKAY
1634 Milam Building
115 East Travis Street
San Antonio, Texas 78205
(210) 472-3535

DATE: 26 March 2002

By: 

Christopher L. Makay
Reg. No. 34,475

ATTORNEY FOR APPLICANT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post office to Addressee" service under 37 CFR 1.10 on the dated indicated below, addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Express Mail No.: EV 040846955 US

Date: 26 March 2002

EV040846955US


Christopher L. Makay